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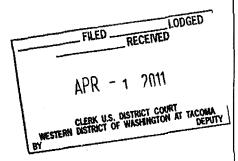
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11-CV-05131-ORD



UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA

BRIAN DAVID MATTHEWS,

Plaintiffs.

٧.

PIERCE COUNTY,

Defendants.

Case No. C11-5131RBL/JRC

ORDER ADOPTING A REPORT AND RECOMMENDATION

The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Richard Creatura, objections to the Report and Recommendation [Dkt. #9], and the remaining record, does hereby find and ORDER:

- 1. The Court adopts the Report and Recommendation;
- 2. Plaintiff's Proposed Amended Complaint does not cure the deficiencies addressed in the Report and Recommendation and is frivolous;
- 3. This action is DISMISSED WITH PREJUDICE prior to service as frivolous and malicious.
- 4. The Clerk is directed to send a copy of this Order to plaintiff, and to the Hon. J. Richard Creatura.

DATED this day

_day of April,2011

RONALD B. LEIGHTON

United States District Judge

ORDER - 1